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B/A

WEST VIRGINIA LEGISLATURE

REGULAR SESSION, 1935



ENROLLED

SENATE BILL No. 25

(By Mr. Belknap)



PASSED February 27 1935

In Effect from Passage

25

Senate Bill No. 25

(By MR. BELKNAP)

[Passed February 22, 1935; in effect from passage.]

AN ACT to amend and reenact section nine, article one, chapter forty-four of the code of West Virginia, one thousand nine hundred thirty-one, relating to appointment of an administrator de bonis non upon the death, resignation, or removal of an executor or the person appointed as administrator with the will annexed.

Be it enacted by the Legislature of West Virginia:

Section 9. In any estate in which there is a will, on the death, resignation or removal of the sole surviving executor of any such will or of an administrator with the will annexed, administration of the estate of the testator, not already administered, may be granted with the will annexed; and in any estate in

6 which there is no will, on the death, resignation or removal of the
7 administrator of such estate, administration of the estate, not
8 already administered, may be granted, to such person as the
9 court shall find it proper to appoint; and no executor or ad-
10 ministrator of an executor or administrator shall have author-
11 ity as such to administer the estate of the first testator or the
12 first intestate.

The Joint Committee on Enrolled Bills hereby certifies that the foregoing bill is correctly enrolled.

Clinton S. Howard
Chairman Senate Committee

Arnold M. Dickens
Chairman House Committee

Originated in the *Senate*

Takes effect *from* passage.

James D. Wiley
Clerk of the Senate

Geo. S. Hall
Clerk of the House of Delegates

Chas. E. Hodges
President of the Senate

John S. Belter
Speaker House of Delegates

The within *is approved* this the *28th*
day of *February*, 1935.

H. S. Kemp
Governor

Filed in the office of the Secretary of State
of West Virginia. *MAR 2 - 1935*
Wm. S. O'Brien
Secretary of State